UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

RICHARD DESCLAFANI,

Plaintiff,

07 **CIVIL** 4639 (HBP)

-against-

JUDGMENT

PAVE-MARK CORP., ET.AL., Defendants.

Defendants having moved for summary judgment pursuant to Fed. R. Civ. P. 56, and the matter having come before the Honorable Henry B Pitman, United States Magistrate Judge, and the Court, on August 22, 2008, having rendered its Opinion and Order granting defendants' motion for summary judgment and dismissing the complaint, it is,

ORDERED, ADJUDGED AND DECREED: That for the reasons stated in the Court's Opinion and Order dated Aug 22, 2008, defendants'motion for summary judgment is granted and the complaint is dismissed; accordingly, the case is closed.

Dated: New York, New York Aug 22, 2008

J. MICHAEL McMAHON

Clerk of Court

BY:

Deputy Clerk

